

§ 34.5

statements have been published, provided that the 12-month period ended no more than 4 months prior to the date of the filing of the application, on both an actual basis and a pro forma basis in the form prescribed for the "Statement of Income for the Year" of FERC Form No. 1, "Annual Report for major electric utilities, licensees and others." Each adjustment made in determining the pro forma basis must be clearly identified.

(e) *Exhibit E.* A Statement of Cash Flows and Computation of Interest Coverage on an actual basis and a pro forma basis for the most recent 12-month period for which financial statements have been published, provided that the 12-month period ended no more than 4 months prior to the date of the filing of the application. The Statement of Cash Flows must be in the form prescribed for the "Statement of Cash Flows" of the FERC Form No. 1, Annual Report for major electric utilities, licensees and others," followed by a computation of interest coverage, in the form of the following worksheet:

Federal Energy Regulatory Commission worksheet for computation of interest coverage	Actual for the year ended mm-dd-yy	OMB control No. 1902-0043, pro forma for the year ended mm-dd-yy
Net income Add: Interest on Long-Term Debt, Interest on Short-Term Debt, Other Interest Expense, Total Interest Expense Federal and State Income Taxes Income Before Interest and Income Taxes Computation of Interest Coverage Income Before Interest and Income Taxes + Total Interest Expense = Interest Coverage		

(f) *Exhibit F.* A copy of registration statement and exhibits which are filed with the Securities and Exchange Commission for the proposed security issuance.

[Order 182, 46 FR 50514, Oct. 14, 1981, as amended by Order 390, 49 FR 32505, Aug. 14, 1984; Order 575, 60 FR 4853, Jan. 25, 1995; 60 FR 27882, May 26, 1995]

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§ 34.5 Additional information.

The Commission may, in its discretion, require the filing of additional information which appears necessary to reach a determination on any particular application.

§ 34.6 Form and style.

Each application pursuant to this part 34 shall conform to the requirements of subpart T of part 385 of this chapter.

[Order 182, 46 FR 50514, Oct. 14, 1981, as amended by Order 225, 47 FR 19056, May 3, 1982]

§ 34.7 Filing requirements.

Applications must be filed with the Secretary of the Commission in accordance with filing procedures posted on the Commission's Web site at <http://www.ferc.gov>. If an applicant seeks to protect any portion of an application from public disclosure, the applicant must make its filing in accordance with the Commission's instructions for filing privileged materials and critical energy infrastructure information in this chapter.

[Order 737, 75 FR 43403, July 26, 2010, as amended by Order 769, 77 FR 65474, Oct. 29, 2012]

§ 34.8 Verification.

The original application shall be signed by an authorized representative of the applicant, who has knowledge of the matters set forth therein, and it shall be verified under oath.

EFFECTIVE DATE NOTE: At 70 FR 35375, June 20, 2005, § 34.8 was revised, effective at the time of the next e-filing release during the Commission's next fiscal year. For the convenience of the user, the revised text follows:

§ 34.8 Verification.

An application verification shall be signed under oath by an authorized representative of the applicant, who has knowledge of the matters set forth therein and as provided in § 385.2005 of this chapter, and retained at the applicant's business location until the relevant proceeding has been concluded.

§ 34.9 Reports.

The applicant must file reports under § 131.43 and § 131.50 of this chapter no later than 30 days after the sale or placement of long-term debt or equity

securities or the entry into guarantees or assumptions of liabilities pursuant to authority granted under this part.

[Order 575, 60 FR 4853, Jan. 25, 1995. Redesignated by Order 737, 75 FR 43403, July 26, 2010]

PART 35—FILING OF RATE SCHEDULES AND TARIFFS

Subpart A—Application

- Sec.
- 35.1 Application; obligation to file rate schedules, tariffs and certain service agreements.
- 35.2 Definitions.
- 35.3 Notice requirements.
- 35.4 Permission to become effective is not approval.
- 35.5 Rejection of material submitted for filing.
- 35.6 Submission for staff suggestions.
- 35.7 Electronic filing requirements.
- 35.8 Protests and interventions by interested parties.
- 35.9 Requirements for filing rate schedules, tariffs or service agreements.
- 35.10 Form and style of rate schedules, tariffs and service agreements.
- 35.10a Forms of service agreements.
- 35.10b Electric Quarterly Reports.
- 35.11 Waiver of notice requirement.

Subpart B—Documents To Be Submitted With a Filing

- 35.12 Filing of initial rate schedules and tariffs.
- 35.13 Filing of changes in rate schedules, tariffs or service agreements.

Subpart C—Other Filing Requirements

- 35.14 Fuel cost and purchased economic power adjustment clauses.
- 35.15 Notices of cancellation or termination.
- 35.16 Notice of succession.
- 35.17 Withdrawals and amendments of rate schedule, tariff or service agreement filings.
- 35.18 Asset retirement obligations.
- 35.19 Submission of information by reference.
- 35.19a Refund requirements under suspension orders.
- 35.21 Applicability to licensees and others subject to section 19 or 20 of the Federal Power Act.
- 35.22 Limits for percentage adders in rates for transmission services; revision of rate schedules, tariffs or service agreements.
- 35.23 General provisions.
- 35.24 Tax normalization for public utilities.
- 35.25 Construction work in progress.

- 35.26 Recovery of stranded costs by public utilities and transmitting utilities.
- 35.27 Authority of State commissions.
- 35.28 Non-discriminatory open access transmission tariff.
- 35.29 Treatment of special assessments levied under the Atomic Energy Act of 1954, as amended by Title XI of the Energy Policy Act of 1992.

Subpart D—Procedures and Requirements for Public Utility Sales of Power to Bonneville Power Administration Under Northwest Power Act

- 35.30 General provisions.
- 35.31 Commission review.

Subpart E—Regulations Governing Nuclear Plant Decommissioning Trust Funds

- 35.32 General provisions.
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Subpart F—Procedures and Requirements Regarding Regional Transmission Organizations

- 35.34 Regional Transmission Organizations.

Subpart G—Transmission Infrastructure Investment Procedures

- 35.35 Transmission infrastructure investment.

Subpart H—Wholesale Sales of Electric Energy, Capacity and Ancillary Services at Market-Based Rates

- 35.36 Generally.
- 35.37 Market power analysis required.
- 35.38 Mitigation.
- 35.39 Affiliate restrictions.
- 35.40 Ancillary services.
- 35.41 Market behavior rules.
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APPENDIX A TO SUBPART H STANDARD SCREEN FORMAT

APPENDIX B TO SUBPART H CORPORATE ENTITIES AND ASSETS

Subpart I—Cross-Subsidization Restrictions on Affiliate Transactions

- 35.43 Generally.
- 35.44 Protections against affiliate cross-subsidization.

Subpart J—Credit Practices In Organized Wholesale Electric Markets

- 35.45 Applicability.
- 35.46 Definitions.